

	<b>INDIANA DEPARTMENT OF CHILD SERVICES CHILD WELFARE MANUAL</b>	
	<b>Chapter 9:</b> Interstate Compact on the Placement of Children (ICPC)	<b>Effective Date:</b> December 1, 2013
	<b>Section 10:</b> Termination of Jurisdiction (ICPC Case Closure)	<b>Version:</b> 2

## POLICY

**[REVISED]** The Indiana Department of Child Services (DCS) will require approval from both the sending and receiving state Interstate Compact on the Placement of Children (ICPC) Offices prior to the dismissal of wardship of an Indiana child placed out of state. In accordance with federal law, the court of original jurisdiction (the court in the sending state) retains jurisdiction over the case. The receiving state has authority to monitor the child's supervision and services as specified in the ICPC agreement. The sending agency shall retain jurisdiction over matters related to the child, including but not limited to, the custody, supervision, care, and disposition of the child. Such jurisdiction shall also include the authority to effect or cause the return of the child or his or her transfer to another location and custody pursuant to law.

Jurisdiction may be terminated by the court in the sending state when the child:

1. Is adopted;
2. Reaches the age of majority according to the laws of the sending state; or
3. Is discharged from the wardship of the sending state with concurrence of the ICPC Office in the receiving state.

### Code References

[IC 31-28-4: Interstate Compact on the Placement of Children](#)

## PROCEDURE

### **For an Indiana child placed out-of-state**

The receiving state ICPC Office will recommend dismissal of wardship by submission of an [Interstate Compact on the Placement of Children \(ICPC\) Supervision Report \(SF 54335\)](#) to the DCS ICPC Office.

Upon receipt of the report, the DCS ICPC Office will forward the report to the DCS local office within five (5) business days of receipt of the report.

The Family Case Manager (FCM) will:

1. Convene a Child and Family Team (CFT) Meeting or case conference to ensure that the team agrees with the receiving state's recommendation of wardship dismissal;
2. Advise the DCS ICPC Office of the recommendation to dismiss wardship;
3. Request a court hearing to request dismissal of wardship within five (5) business days of receipt of the [Interstate Compact on the Placement of Children \(ICPC\) Supervision Report \(SF 54335\)](#);
4. Send an [Interstate Compact on the Placement of Children Report on Child's Placement Status \(SF 26174\)](#) and any relevant court orders to the DCS ICPC Office to advise of the dismissal of jurisdiction and closure of the case; and

5. End the placement in the Management Gateway for Indiana's Kids (MaGIK).

The DCS ICPC Office will forward all relevant information to the receiving state ICPC Office.

### **For a child from another state placed in Indiana**

The FCM will:

1. Convene a CFT Meeting or case conference to determine whether wardship dismissal is in the child's best interests;
2. Complete an [Interstate Compact on the Placement of Children \(ICPC\) Supervision Report \(SF 54335\)](#) to advise the DCS ICPC Office of its recommendation to dismiss wardship by submission of the Supervision Report; and
3. Submit the [Interstate Compact on the Placement of Children \(ICPC\) Supervision Report \(SF 54335\)](#) to his or her FCM Supervisor for approval.

The FCM Supervisor will:

1. Approve the [Interstate Compact on the Placement of Children \(ICPC\) Supervision Report \(SF 54335\)](#); and
2. Immediately forward the [Interstate Compact on the Placement of Children \(ICPC\) Supervision Report \(SF 54335\)](#) to the DCS ICPC Office.

The DCS ICPC Office will:

1. Forward the [Interstate Compact on the Placement of Children \(ICPC\) Supervision Report \(SF 54335\)](#) to the sending state ICPC Office within ten (10) calendar days of receipt; and
2. Forward any relevant information to the DCS local office upon receipt of all information from the sending state ICPC Office regarding wardship dismissal.

### **PRACTICE GUIDANCE**

Before the decision is made to recommend dismissal of wardship to the court for an ICPC child, the FCM should work with the resource family<sup>1</sup> to make sure they are prepared to assume total responsibility of the child in their care. The FCM should assist the family by making sure the child's medical, educational, mental health, and other specific needs will continue to be met after DCS is no longer involved with the family. Upon receipt of the court order that dismisses wardship, the FCM should notify the resource family within two (2) business days that the case has officially closed.

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<sup>1</sup> The term resource family refers to foster/adoptive parents, foster parents, and relative or kinship caregivers.

<b>FORMS AND TOOLS</b>
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1. [Interstate Compact on the Placement of Children Report on Child's Placement Status \(SF 26174\)](#)
2. [Interstate Compact on the Placement of Children \(ICPC\) Supervision Report \(SF 54335\)](#)

<b>RELATED INFORMATION</b>
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N/A